FEB 0 9 2005

RECEIVED



# **Facsimile Transmission**

1420 Peachtree Street, N.E., Suite 800 • Atlanta, Georgia 30309-3053 • (404) 521-3939 Facsimile: (404) 581-8330 tavanaacken@jonesday.com

12:15:20 p.m.

February 9, 2005

Please hand deliver the following facsimile to:

Name: Examiner Chi H. Pham **Group Art Unit 2667** 

Facsimile No.: (703) 872-9306

Company: U.S. Patent & Trademark Office

Number of pages (including this page):

Telephone No.: (703) 308-4357

From: Troy A. Van Aacken

Send Copies To:

Direct Telephone No.: 404-581-8278

JP No.: **JP008283** 

□ Copies distributed

Operator's initials

CAM No.: 093615600016

Re: U.S. Serial No. 10/773.896

NOTICE: This communication is intended to be confidential to the person to whom it is addressed, and it is subject to copyright protection. If you are not the intended recipient or the agent of the intended recipient or if you are unable to deliver this communication to the intended recipient, please do not read, copy or use this communication or show it to any other person, but notify the sender immediately by telephone at the direct telephone number noted above.

In re application of: Scott E. Hrastar Group Art Unit: 2667 Filed: February 6, 2004 Examiner: Pham, Chi H. Serial No. 10/773,896 Confirmation No. 8599 "SYSTEMS AND METHODS FOR **ADAPTIVE MONITORING WITH BANDWIDTH CONSTRAINTS**"

Please call us immediately if the facsimile you receive is incomplete or illegible. Please ask for the facsimile operator.

ATI-2155286v1

LOS ANGELES CHICAGO COLUMBUS FRANKFURT CLEVELAND MADRID SAN FRANCISCO HONG KONG HOUSTON MENLO PARK . SHANGHAI MILAN .
SINGAPORE PITTSBURGH . SAN DIEGO SYDNEY TAIPE

2 /4

12:15:45 p.m.

PTO/SB/21 (09-04) Approved for use through 07/31/2006, OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. **Application Number** 10/773,896 TRANSMITTAL Filing Date February 6, 2004 **FORM** First Named Inventor Scott E. Hrastar Art Unit 2667 **Examiner Name** Chi H. Pham (to be used for all correspondence after initial filing) Attorney Docket Number 093615600016 Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance Communication to TC Fee Transmittal Form Drawing(s) Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to TC Petition Amendment/Reply (Appeal Notice, Brief, Reply Brief) Petition to Convert to a After Final Provisional Application Proprietary Information Power of Attorney, Revocation Affidavits/declaration(s) Status Letter Change of Correspondence Address Other Enclosure(s) (please Identify Extension of Time Request Terminal Disclaimer below): Request for Refund Express Abandonment Request Fax Cover Sheet Information Disclosure Statement CD, Number of CD(s) Landscape Table on CD Certified Copy of Priority Remarks Document(s) Certificate of Transmission is to: Reply to Missing Parts/ Incomplete Application (703) 872-9306 Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name Jones Day, Customer No. 36587 Signature Printed name Troy A. Van Aacken Date Reg. No. February . 2005 50,847 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: Signature

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date

February \_

2005

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Susan Vincent

Typed or printed name

### ATTORNEY DOCKET NO. 093615600016 SERIAL NO. 10/773,896

## IN THE UNITED STATES PATENTS AND TRADEMARK OFFICE

RECEIVED CENTRAL FAX CENTER

In re application of:	)	FEB 0 9 2005
Scott E. Hrastar	) Group Art Unit: 2667	
Filed: February 6, 2004	Examiner: Pham, Chi H.	
Serial No. 10/773,896	) Daminion I ham, Chi II.	
For: "Systems and Methods for Adaptive Monitoring with Bandwidth Constraints"	Confirmation No. 8599 )	

### **STATUS INQUIRY**

ATTN: Examiner Pham

Group Art Unit 2667

Commissioner for Patents

P. O. Box 1450

Arlington, VA 22313-1450

Customer No. 36587

Sir:

The Applicant respectfully requests that he be advised of the present status of the abovereferenced patent application and the expected date the first Office Action may issue.

Respectfully submitted,

**JONES DAY** 

Troy A Van Aacken

Registration No. 50,847

JONES DAY Customer No. 36587 (404) 521-3939 tavanaacken@jonesday.com

## **ATTORNEY DOCKET NO. 093615600016 SERIAL NO. 10/773,896**

CERTIFICATE OF FACSIMILE TRANSMISSION		
I hereby certify that this correspondence, and any documents referred to as be facsimile to the United States Patent and Trademark Office at (703) 872-9306 2667, on the date indicated below.	eing enclosed herewith, are being transmitted via 6, Attention: Examiner Chi H. Pham, Group Art Unit	
Susan Vincent	2-9-05	